

10/581660

AP3 Rec'd PCT/PTO 03 JUN 2006

1014.1058

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Paolo DARIO et al.
Serial No. : Not yet known
Filed : Simultaneously
For : ENDOSCOPIC SURGERY DEVICE FOR THE HAEMOSTATIC INSERTION AND RECOVERY OF A PLUG AT THE SURGICAL SITE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

Applicants submit herewith information which they believe may be material to examination of this Application, in respect of which there may be a duty to disclose in accordance with 37 C.F.R. §§ 1.56 and 1.97.

While this Information Disclosure Statement may be material pursuant to 37 C.F.R. § 1.56, it is not intended to constitute an admission that the information referred to therein is "prior art" to Applicants' invention unless designated as such.

In accordance with 37 C.F.R. § 1.97, the filing of this Statement shall not be construed to be an admission that the information attached to this Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56.

By this submission, Applicants also do not represent that a search has been made nor that better art does not exist.

10/581660

AP3 Rec'd PCT/PTO 03 JUN 2005

In addition, Applicants reserve the right to contend, as appropriate, that any information asserted against any claim(s) of the captioned Application is not "prior art" according to the facts and the law.

Applicants further reserve the right to present appropriate arguments and/or evidence to establish patentability over such information, should any citation listed below be applied against any claim(s) of the captioned Application.

Applicants respectfully request that the Examiner, after considering the information set forth below, independently determine those citations which the Examiner would consider to be the most pertinent.

Copies of the following citations are submitted along with PTO Form-1449.

Shippert, U.S. Patent No. 6,191,341, issued February 20, 2001: relates to a medical absorbent pack substantially free of unwanted adhesion properties.

Allaire et al., U.S. Patent No. 5,447,499, issued September 5, 1995: is directed to wound dressing having a cylindrical shape for deep wounds.

Casale, U.S. Patent No. 5,310,407, issued May 10, 1994: concerns a laparoscopic hemostat delivery system and method for using said system.

Cloyd, U.S. Patent No. 5,203,767, issued April 20, 1993: discloses a laparoscopic surgical gauze and the like.

Yoon, U.S. Patent No. 5,074,840, issued December 24, 1991: relates to a packing device and method of packing for endoscopic procedures.

Stone, U.S. Patent No. 3,698,393, issued October 17, 1972: is directed to a surgical pad.

10/581660
AP3 Rec'd PCT/PTO 03 JUN 2006

Klainer, U.S. Patent Application Publication No. US 2003/0073969, published on April 17, 2003: concerns a surgical sponge and method for making the same.

It is requested that the above be made of record in this Application.

Respectfully submitted,



Dated: June 3, 2006

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail, Label No. EV592479986US, in an envelope with sufficient postage addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

On June 3, 2006

Name Grant E. Pollack


Signature

June 3, 2006

Date of Signature

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10/581660

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Sheet 1 of 1

FORM PTO-1449 (REV. 7-80)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE							ATTY. DOCKET NO.: 1014.1058		SERIAL NO.: Not yet known			
LIST OF REFERENCES CITED BY APPLICANT (Use several sheets if necessary)									APPLICANT(S): Paolo DARIO et al.					
									FILING DATE: Simultaneously		GROUP: Not yet assigned			
U.S. PATENT DOCUMENTS														
*EXAMINER INITIAL		DOCUMENT NUMBER							DATE	NAME	CLASS	SUBCLASS	FILING DATE (IF APPROPRIATE)	
		6	1	9	1	3	4	1	02/20/2001	Shippert	504	383		
		5	4	4	7	4	9	9	09/05/1995	Allaire et al.	602	42		
		5	3	1	0	4	0	7	05/10/1994	Casale	604	51		
		5	2	0	3	7	6	7	04/20/1993	Cloyd	604	11		
		5	0	7	4	8	4	9	12/24/1991	Yoon	604	15		
		3	6	9	8	3	9	3	10/17/1972	Stone	128	296		
200		3	0	0	7	3	9	69	04/17/2003	Klainer	604	385.01		
FOREIGN PATENT DOCUMENTS														
		DOCUMENT NUMBER							DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
												YES	NO	
OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, etc.)														
EXAMINER									DATE CONSIDERED					
<small>*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and — not considered. Include copy of this form with next communication to applicant.</small>														